

REMARKS/ ARGUMENTS

The foregoing amendment and the following arguments are provided to impart precision to the claims, by more particularly pointing out the invention, rather than to avoid prior art.

Prior Art Rejections

Examiner rejected claims 1, 4, 6, 7, 11-13, 15, 17 and 21 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Publication No. US 2002/0099786 (hereinafter "Chun").

Examiner rejected claims 2, 3, 5, 8-10, 14, 16, 18-20 and 22-29 under 35 U.S.C. § 103(a) as being unpatentable over Chun in view of "Intelligent Platform Management Interface Specification v1.0" (p. 1-13, 23, 69, and 93-103), (hereinafter "IPMI1.0").

To anticipate a claims, the reference must teach every element of the claim. A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." (Manual of Patent Examining Procedures (MPEP) ¶ 2131.)

To establish prima facie obviousness of a claimed invention, all the claim limitations must be taught or suggested by the prior art. In re Royka, 490 F.2d 981, 180 USPQ 580 (CCPA 1974). (Manual of Patent Examining Procedure (MPEP) ¶ 2143.03).

Independent claims 1, 15, 25, and 30 of the present application include limitations not disclosed or taught by Chun or IPMI1.O. As a result, independent claims 1, 15, 25, and 30 are not anticipated by Chun, and are patentable over Chun in view of IPMI1.O.

In particular, applicant's claims, as amended, include the limitation, or a limitation similar there to, of:

a first system management application, of a set of system management applications, determining if an unprocessed record is present in a system event log by obtaining exclusive use of a system event log (SEL) in a host system stored in a non-volatile memory location; . . . (emphasis added). (Applicant's claim 1).

Chun, however, does not disclose nor suggest the limitation of a first system management application, of a set of system management applications, determining if an unprocessed record is present in a system event log by obtaining exclusive use of a system event log (SEL) in a host system stored in a non-volatile memory location, as claimed by applicant. Rather, Chun, is limited to disclosing the alarm management processor 220 locking access to the listener tables 250 to 253 so that the alarm managers 260 to 263 cannot access the listener tables 250 to 253 while the listener tables are being updated.

Before the alarm information is stored in the listener tables 250 to 253, the alarm management processor 220 sets the listener tables 250 to 253 to a lock mode so that the alarm managers 260 to 263 cannot access the listener tables 250 to 253 during recording the alarm information. If the recording operation is completed, the alarm management processor 220 releases the listener tables 250 to 253 from the lock mode to allow the alarm managers 260 to 263 to access the listener tables 250 to 253. (Chun, page 4, paragraph 44.)

Therefore, in view of applicant's independent claims including limitations that are not disclosed nor suggested by Chun or IPMI1.O, applicant's independent claims are not anticipated by Chun, and are patentable over Chun in view of IPMI1.O.

In addition, the remaining claims depend from one of the independent claims as discussed above, and therefore include similar limitations, and as a result are also not anticipated by Chun, and are patentable over Chun in view of IPMI1.O.

CONCLUSION

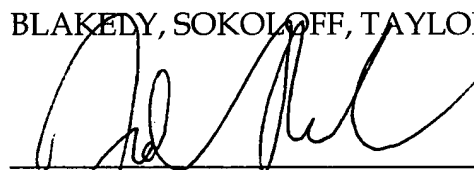
Applicants respectfully submit the present application is in condition for allowance. If the Examiner believes a telephone conference would expedite or assist in the allowance of the present application, the Examiner is invited to call John Ward at (408) 720-8300, x237.

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: 7/19/04



John P. Ward
Reg. No. 40,216

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, CA 90025-1026
(408) 720-8300